

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Anatoly DRITSCHILO et al.) Group Art Unit: 1616
Application No.: 09/382,794) Examiner: Unassigned
Filed: August 25, 1999)
For: DELIVERY SYSTEM FOR THERAPY)
COMPRISING HOLLOW SEEDS,)
PREFERABLY METAL, AND USE)
THEREOF)



**TRANSMITTAL OF VERIFIED STATEMENT CLAIMING
SMALL ENTITY STATUS - NONPROFIT ORGANIZATION
AND
REQUEST FOR REFUND**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Verified Statement (Declaration) Claiming Small Entity Status,
duly executed by the Assignee of the above-identified patent application.

It is respectfully requested that one-half of the original filing fee filed on August 25, 1999,
in the amount of \$416.00, be refunded to Applicant and deposited in Deposit Account No. 02-4800.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: October 8, 1999

By: _____


Robin L. Teskin
Registration No. 35,030

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

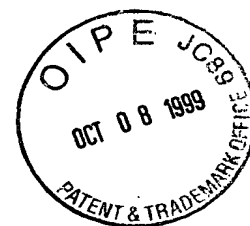
SECTOR 8

Patent

Attorney's Docket No. 010091-041

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TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

BOX: MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R.

§ 1.53(e) dated September 16, 1999, enclosed please find:

- ☒ a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of ☒ \$65.00 ☐ \$130.00 as set forth in 37 C.F.R. § 1.16(e);
 - ☐ Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.
- ☒ a Declaration Claiming Small Entity Status, and a Request for Refund;
- ☐ a Petition for Extension of Time;
- ☐ a verified English translation of the Application, and the \$130.00 fee as set forth in 37 C.F.R. § 1.17(k);
- ☒ an Assignment document and the \$40.00 Assignment Recording Fee;
- ☐ other _____;
- ☒ a check in the amount of \$ 105.00 for the fee due; and
- ☐ charge \$ _____ to Deposit Account No.02-4800 for the fee due.

Transmittal Letter for Missing Parts of Application

Application No. 09/382,794

Attorney's Docket No. 010091-041

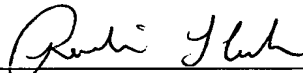
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The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

By: 
Robin L. Teskin
Registration No. 35,030

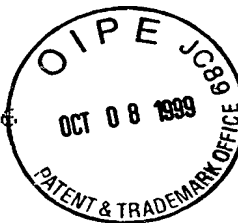
Date: October 8, 1999



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|---|---------------------|-----------------------|---------------------------|
| 09/382,794 | 08/25/99 | DRITSCHILLO | A 010091-041 |
| ROBIN L TESKIN BURNS DOANE SWECKER & MATHIS LLP PO BOX 1404 ALEXANDRIA VA 22313-1404 | | | NOT ASSIGNED |
| 0242/0916 | | | 1616 |
| DATE MAILED: | | | 09/16/99 |



NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

- ☐ 1. The statutory basic filing fee is:
- ☐ missing.
 - ☐ insufficient.
- Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:
- \$ _____ for _____ total claims over 20.
- \$ _____ for _____ independent claims over 3.
- \$ _____ for multiple dependent claim surcharge.
- Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:
- ☒ is missing or unsigned.
 - ☐ does not cover the newly-submitted items.
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application was filed in a language other than English.
- Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- ☐ 9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

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12/12/1999 TLJW11 FC:205